

AN ACT

relating to the board of trustees of the Weatherford Junior College District.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter E, Chapter 130, Education Code, is amended by adding Section 130.0828 to read as follows:

Sec. 130.0828. ADDITIONAL TRUSTEES FOR WEATHERFORD JUNIOR COLLEGE DISTRICT. (a) Notwithstanding any other law, in addition to the members of the board of trustees of the Weatherford Junior College District elected or appointed under other provisions of this subchapter, the commissioners court of each county in which a branch campus of the district is located and that imposed a branch campus maintenance tax under Section 130.253 on September 1, 2017, shall appoint one member to serve on the district's board of trustees.

(b) Members of the board of trustees appointed under this section serve two-year terms and may be appointed to serve successive terms. The commissioners court shall appoint initial members to serve a term beginning December 1, 2017.

(c) Except as provided by Subsection (d), a member of the board of trustees appointed under this section may participate in the decision-making of the board to the same extent as any other member of the board, including by voting on any budget that affects the entire district.

1       (d) A member of the board of trustees appointed under this  
2 section:

3           (1) may not participate in the decision-making of the  
4 board in matters related to:

5                   (A) the imposition of a tax; or

6                   (B) an issue that only affects a campus located  
7 in the junior college district;

8           (2) is not counted for purposes of determining whether  
9 a quorum of the board is present for the purpose of Subdivision (1);  
10 and

11           (3) may not serve as an officer of the board of  
12 trustees.

13       (e) Unless this section is continued in effect by the  
14 legislature, this section expires on December 1, 2027.

15       SECTION 2. The commissioners court of each county to which  
16 Section 130.0828, Education Code, as added by this Act, applies  
17 shall appoint the initial members of the board of trustees of the  
18 Weatherford Junior College District under that section not later  
19 than November 30, 2017.

20       SECTION 3. SEVERABILITY. (a) It is the intent of the  
21 legislature that every provision, section, subsection, sentence,  
22 clause, phrase, and word in this Act, and every application of the  
23 provisions in this Act to each local law, are severable from each  
24 other. All constitutionally valid and lawful applications of this  
25 Act shall be severed from an application that a court finds to be  
26 invalid, leaving the valid applications in force because it is the  
27 legislature's intent and priority that the valid applications be

1 allowed to stand alone.

2 (b) A court may not decline to enforce the severability  
3 requirements in this Act on the ground that the enforcement of the  
4 severability requirements would be contrary to legislative intent.  
5 The legislature hereby declares that it intends for the  
6 severability requirements of this Act to be enforced as written,  
7 without any exceptions.

8 (c) A court may not decline to enforce the severability  
9 requirements of this Act on the ground that the Act's provisions or  
10 applications are essentially and inseparably connected. The  
11 legislature hereby declares that it intends for the severability  
12 requirements of this Act to be enforced without regard to whether  
13 this Act's provisions or applications are essentially and  
14 inseparably connected.

15 (d) If a final court order or judgment finds that the  
16 composition of the board of trustees of the Weatherford Junior  
17 College District as composed under this Act is invalid, the  
18 court-ordered remedy shall require the appointment of members of  
19 the board of trustees by the commissioners court of each county in  
20 which a branch campus of the district is located in the manner  
21 described by Section 130.0828, Education Code, as added by this  
22 Act, so that the composition of the board of trustees complies with  
23 applicable law.

24 (e) Section [311.032\(a\)](#), Government Code, applies to this  
25 Act.

26 SECTION 4. This Act takes effect September 1, 2017.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 2194 was passed by the House on April 20, 2017, by the following vote: Yeas 144, Nays 0, 2 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 2194 was passed by the Senate on May 10, 2017, by the following vote: Yeas 25, Nays 5.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor